HIGH COURT OF UTTARANCHAL AT-NAINITAL.

Civil Misc. Application No. 901 of 2005
In
Writ Petition No. 165 (S/S) of 2005

1. Nasruddin, son of Mohammad Mohsin, R/o Village – Sultanpur Adampur, Block – Lakshar, District – Haridwar.

2. Mohammad Iqrar, son of Mr. Abdul Hameed, R/o
Village – Sultanpur Adampur, Block – Laksar, District – Haridwar.

3. Mohammad Mohsin son of Mr. Asgar Ali, R/o Village – Sultanpur Adampur, Block – Laksar, District – Haridwar.

…….Petitioners.

V e r s u s

1. State of Uttaranchal through Education, Secretary, Basic, Dehradun.
2. Zila Basic Shiksha Adhikari, Haridwar.

…….Respondents.

Sri Lok Pal Singh, learned counsel for the petitioner.
Learned standing counsel for the respondents.

Hon'ble M.M. Ghildiyal, J.:

Heard Sri Lok Pal Singh, learned counsel for the petitioners and learned standing counsel.

Learned counsel for both parties are agreed to decide the writ petition at its admission state itself.

Learned counsel for the petitioners has submitted that petitioners have obtained a degree of moallim-e-urdu from Jamia Urdu, Aligarh, which is equivalent to BTC as per GO issued by Government. He has further submitted that petitioners have applied for the posts in pursuance

to the advertisement issued by the competent authority to fill up the post of Assistant Teacher, Haridwar. Petitioners are fully qualified and eligible to be appointed as Assistant Teacher however, respondents have not considered the candidatures of the petitioners for the aforesaid posts on the ground that they have obtained Moallim-e-Urdu degree.

The assertion made by the learned counsel for the petitioners that the Government has already issued GO to the effect that moallim-e-urdu degree obtained prior to 1997 shall be treated equivalent to BTC has not been denied by the learned standing counsel.

In view of the above statement I direct the respondents that in case, the Institution from where the petitioners have obtained degree of moallim-e-urdu is recognized and posts are still vacant, the candidatures of the petitioners shall be considered for appointment to the post of Assistant Teacher.

With this direction the writ petition is finally disposed of.

(M.M.Ghildiyal, J.)

March 17, 2005
S.K.Sharma